

**OHIO DEPARTMENT OF NATURAL RESOURCES
DIVISION OF MINERAL RESOURCES MANAGEMENT**

NOV LIST

The following list is responsive to 5N.

Applicant's Name **The Ohio Valley Coal Company**

Permit Number	Violation Number	Date of Issuance	Issuing Agency	State	Brief Description of NOV	Action Taken to Abate NOV	Current Status of NOV (*)
D-0360	19656	5/23/2006	DMRM	OH	Failure to properly maintain the perimeter diversion ditch around the outside edge of the clean coal stockpile so that it will perform the function for which it was designed.	Restored Ditch	Terminated
D-0360	28473	11/30/2006	DMRM	OH	Clean coal stockpile has overflowed the diversion ditch, filling it and moving towards banks of Captina Creek.	Opened Ditch	Terminated
D-0360	28474	11/30/2006	DMRM	OH	Coal blocking drainage ditch, backing up water and bringing into contact with toxics.	Opened Ditch	Terminated
D-0360	28572	12/15/2007	DMRM	OH	1)Failure to submit quarterly reports within two weeks following close of quarter. 2)Failure to submit quarterly maps of underground plan/working on schedule approved by the Chief.	Submitted report	Terminated
D-0360	28538	8/17/2007	DMRM	OH	Failure to maintain drainage ditch/culvert around the clean coal stockpile and to maintain pond 10 pumping system/discharge	Moved Coal, Repaired Pump	Terminated
D-0360	28599	12/28/2008	DMRM	OH	The discharge from siltation impoundment 13 contained 9.5 mg/l of iron.	Treated pond	Terminated
D-0360	28505	3/5/2008	DMRM	OH	Discharge water overflowing dam for siltation impoundment #10 contained >10 mg/l of iron. Sample submitted to lab. Discharge offsite into Perkins Run.	Stopped Flow	Terminated

Revised 02/06
DNR-744-9016

TOVCC-23795

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D-0360	28520	3/12/2008	DMRM	OH	Dam embankment leaking water from Pond 10.	Repaired embankment	Terminated
D-0360	28283	3/14/2008	DMRM	OH	Sediment Pond 10 contains sediment in excess of 70% of capacity.	Cleaned pond	Terminated
D-0360	28361	4/4/2008	DMRM	OH	Perimeter ditch around clean coal stockpile blocked such that drainage cannot reach sump/impoundment.	Opened Ditch	Terminated
D-0360	28359	4/4/2008	DMRM	OH	Toxic material exposed at: 1) below box culvert near bridge-NW corner; 2) 4 piles toxics near R.R. loading facility; 3) North ditch of SR 48 opposite coal stockpile	Removed Material	Terminated
D-0360	28357	4/4/2008	DMRM	OH	Discharge from Pond 11 has not been controlled to prevent erosion. Water discharged is following outside of pipe creating sinkholes.	Repaired	Terminated
D-0360	28360	4/4/2008	DMRM	OH	Undirected drainage - not all drainage around coal stockpile entering sump to pond 8; southeast drainage entering Captina Creek; northwest drainage across box culvert enters Captina Creek; Run-off from coal on railroad tracks enters erosion channel into C	Redirected	Terminated
D-0360	29020	3/24/2010	DMRM	OH	1501:13-9-04(B)(1) & (G)(2)(b), Not all surface drainage from disturbed area passing through siltation structure	Install any facilities necessary to pass all surface drainage from the disturbed area through a siltation structure.	Terminated

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D-0360	29021	3/24/2010	DMRM	OH	1501:13-9-04(A) & (B)(1)(a), Seep occurred & is discharging in natural drainage area with high iron; seep misses Pond 013 & discharges directly into Perkins Run.	Install any facilities necessary to pass all surface drainage from the disturbed area through a siltation structure.	Terminated

(*) If administrative or judicial proceedings have been initiated concerning any of the violations, identify the violation and provide and addendum indicating the date, location, type of proceeding, and current status.

Part 1: Section B

CWA Section 308

I. Instructions

9. Documents and persons consulted examined or referenced

Referenced Documents

SMCRA Permit D-0360

Persons Consulted

Populated Original Response: Drew Hudson
Reviewer: Crellin Scott
Reviewer: Farley Wood